

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
MIDLAND/ODESSA DIVISION**

VIRTAMOVE, CORP.,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

Case No. 7:24-cv-00338-ADA

JURY TRIAL DEMANDED

JOINT MOTION AND STIPULATION TO TRANSFER VENUE TO AUSTIN DIVISION

WHEREAS, on December 20, 2024, Plaintiff VirtaMove, Corp. (“VirtaMove”) filed the above-captioned action against Defendant Microsoft Corporation (“Microsoft”) (collectively, the “Parties”), in the United States District Court for the Western District of Texas, Midland/Odessa Division.

WHEREAS, the above-captioned action could have been brought in the Austin Division of the Western District of Texas.

WHEREAS, the Parties met and conferred and agreed to stipulate to transfer this case to the Western District of Texas, Austin Division because, based on the unique facts of this case, the Austin Division is more convenient than the Midland/Odessa Division.

NOW, THEREFORE, the Parties, stipulate and jointly move this Court to enter an Order transferring the above-captioned action to the Western District of Texas, Austin Division, pursuant to 28 U.S.C. § 1404(b).

The parties agree that this joint motion is for purposes of this case only and does not apply to or prejudice any other case.

Dated: April 16, 2025

Respectfully submitted,

/s/ Qi (Peter) Tong (w/permission)

Reza Mirzaie (CA SBN 246953)

rmirzaie@raklaw.com

Marc A. Fenster (CA SBN 181067)

mfenster@raklaw.com

Neil A. Rubin (CA SBN 250761)

nrubin@raklaw.com

Jacob R. Buczko (CA SBN 269408)

jbuczko@raklaw.com

James S. Tsuei (CA SBN 285530)

jtsuei@raklaw.com

James A. Milkey (CA SBN 281283)

jmilkey@raklaw.com

Christian W. Conkle (CA SBN 306374)

cconkle@raklaw.com

Jonathan Ma (CA SBN 312773)

jma@raklaw.com

Daniel Kolko (CA SBN 341680)

dkolko@raklaw.com

Mackenzie Paladino (NY SBN 6039366)

mpaladino@raklaw.com

RUSS AUGUST & KABAT

12424 Wilshire Boulevard, 12th Floor

Los Angeles, CA 90025

Telephone: (310) 826-7474

Qi (Peter) Tong (TX SBN 24119042)

ptong@raklaw.com

RUSS AUGUST & KABAT

8080 N. Central Expy., Suite 1503

Dallas, TX 75206

Telephone: (310) 826-7474

Attorneys for Plaintiff VirtaMove, Corp.

/s/ John M. Guaragna

John M. Guaragna

Texas Bar No. 24043308

Zachary Loney

Texas Bar No. 24092714

Michael Saulnier

Texas Bar No. 24131647

DLA PIPER LLP (US)

303 Colorado St., Suite 3000

Austin, TX 78701

Tel: (512) 457-7125

Fax: (512) 457-7001

john.guaragna@us.dlapiper.com

zachary.loney@us.dlapiper.com

michael.saulnier@us.dlapiper.com

Ahimsa E. Hodari

Texas Bar No. 24132415

DLA PIPER LLP (US)

845 Texas Avenue, Suite 3800

Houston, TX 77002

Tel: 713.425.8400

Fax: 713.425.8401

ahimsa.hodari@us.dlapiper.com

Counsel for Defendant Microsoft Corporation

CERTIFICATE OF SERVICE

I hereby certify that on April 16, 2025, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing via electronic mail to all counsel of record. Any other counsel of record will be served by first class U.S. mail.

/s/ John M. Guaragna

John M. Guaragna